

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,  
Plaintiff,

v.

PAUL MATTHEW ALBARELLA,  
Defendant.

No. CR-05-6020-FVS

ORDER

**THE DEFENDANT** having entered a plea of guilty to an information superseding indictment on October 13, 2005; Now, therefore

**IT IS HEREBY ORDERED:**

The defendant's motion to dismiss (**Ct. Rec. 53**) is denied as moot; provided, the defendant may re-file the motion if either party is allowed to withdraw from the plea agreement that was entered on October 13, 2005.

**IT IS SO ORDERED.** The District Court Executive is hereby directed to enter this order and furnish copies to counsel.

**DATED** this 18th day of October, 2005.

s/ Fred Van Sickle  
Fred Van Sickle  
United States District Judge